9-8-97 Vol. 62 No. 173 Pages 47137-47358

Monday September 8, 1997

Briefings on how to use the Federal RegisterFor information on briefings in Washington, DC and Boston, MA, see the announcement on the inside cover of this issue.

Now Available Online Code of Federal Regulations via GPO Access

(Selected Volumes)

Free, easy, online access to selected *Code of Federal Regulations (CFR)* volumes is now available via *GPO Access*, a service of the United States Government Printing Office (GPO). *CFR* titles will be added to *GPO Access* incrementally throughout calendar years 1996 and 1997 until a complete set is available. GPO is taking steps so that the online and printed versions of the *CFR* will be released concurrently.

The CFR and Federal Register on GPO Access, are the official online editions authorized by the Administrative Committee of the Federal Register.

New titles and/or volumes will be added to this online service as they become available.

http://www.access.gpo.gov/nara/cfr

For additional information on *GPO Access* products, services and access methods, see page II or contact the *GPO Access* User Support Team via:

Phone: toll-free: 1-888-293-6498

★ Email: gpoaccess@gpo.gov



FEDERAL REGISTER Published daily, Monday through Friday, (not published on Saturdays, Sundays, or on official holidays), by the Office of the Federal Register, National Archives and Records Administration, Washington, DC 20408, under the Federal Register Act (49 Stat. 500, as amended; 44 U.S.C. Ch. 15) and the regulations of the Administrative Committee of the Federal Register (1 CFR Ch. I). Distribution is made only by the Superintendent of Documents, U.S. Government Printing Office, Washington, DC 20402.

The Federal Register provides a uniform system for making available to the public regulations and legal notices issued by Federal agencies. These include Presidential proclamations and Executive Orders and Federal agency documents having general applicability and legal effect, documents required to be published by act of Congress and other Federal agency documents of public interest. Documents are on file for public inspection in the Office of the Federal Register the day before they are published, unless earlier filing is requested by the issuing agency.

The seal of the National Archives and Records Administration authenticates this issue of the Federal Register as the official serial publication established under the Federal Register Act. 44 U.S.C. 1507 provides that the contents of the Federal Register shall be judicially noticed.

The Federal Register is published in paper, 24x microfiche and as an online database through *GPO Access*, a service of the U.S. as an online database through *GPO Access*, a service of the U.S. Government Printing Office. The online edition of the **Federal Register** on *GPO Access* is issued under the authority of the Administrative Committee of the Federal Register as the official legal equivalent of the paper and microfiche editions. The online database is updated by 6 a.m. each day the **Federal Register** is published. The database includes both text and graphics from Volume 59, Number 1 (January 2, 1994) forward. Free public access is available on a Wide Area Information Server (WAIS) through the Internet and via asynchronous dial-in. Internet users can access the database by using the World Wide Web; the Superintendent of Documents home page address is http:// Superintendent of Documents home page address is http:// www.access.gpo.gov/su_docs/, by using local WAIS client software, or by telnet to swais.access.gpo.gov, then login as guest, (no password required). Dial-in users should use communications software and modem to call (202) 512–1661; type swais, then login as guest (no password required). For general information about GPO Access, contact the GPO Access User Support Team by sending Internet e-mail to gpoaccess@gpo.gov; by faxing to (202) 512–1262; or by calling toll free 1–888–293–6498 or (202) 512–1530 between 7 a.m. and 5 p.m. Eastern time, Monday–Friday, except for Federal holidays

The annual subscription price for the Federal Register paper edition is \$555, or \$607 for a combined Federal Register, Federal Register Index and List of CFR Sections Affected (LSA) subscription; the microfiche edition of the **Federal Register** including the Federal Register Index and LSA is \$220. Six month subscriptions are available for one-half the annual rate. The charge subscriptions are available for one-half the annual rate. The charge for individual copies in paper form is \$8.00 for each issue, or \$8.00 for each group of pages as actually bound; or \$1.50 for each issue in microfiche form. All prices include regular domestic postage and handling. International customers please add 25% for foreign handling. Remit check or money order, made payable to the Superintendent of Documents, or charge to your GPO Deposit Account, VISA or MasterCard. Mail to: New Orders, Superintendent of Documents, P.O. Box 371954, Pittsburgh, PA 15250-7954.

in the Federal Register.

How To Cite This Publication: Use the volume number and the page number. Example: 60 FR 12345.

SUBSCRIPTIONS AND COPIES

PUBLIC

Subscriptions:

Paper or fiche 202-512-1800 Assistance with public subscriptions 512-1806

General online information 202-512-1530; 1-888-293-6498

Single copies/back copies:

Paper or fiche 512-1800 Assistance with public single copies 512-1803

FEDERAL AGENCIES

Subscriptions:

523-5243 Paper or fiche Assistance with Federal agency subscriptions 523-5243

FEDERAL REGISTER WORKSHOP

THE FEDERAL REGISTER: WHAT IT IS AND **HOW TO USE IT**

FOR: Any person who uses the Federal Register and Code of Federal

Regulations

WHO: Sponsored by the Office of the Federal Register.

WHAT: Free public briefings (approximately 3 hours) to present:

- 1. The regulatory process, with a focus on the Federal Register system and the public's role in the development of
- 2. The relationship between the Federal Register and Code of Federal Regulations.
- 3. The important elements of typical Federal Register documents.
- 4. An introduction to the finding aids of the FR/CFR system. WHY: To provide the public with access to information necessary to research Federal agency regulations which directly affect them. There will be no discussion of specific agency regulations.

WASHINGTON, DC

WHEN: September 9, 1997 at 9:00 am.

Office of the Federal Register

WHERE: Conference Room

800 North Capitol Street, NW.

Washington, DC

(3 blocks north of Union Station Metro)

RESERVATIONS: 202-523-4538

BOSTON, MA

September 23, 1997 at 9:00 am. WHEN:

WHERE: John F. Kennedy Library

Smith Hall Columbia Point Boston, MA 02125 **RESERVATIONS:** 1-800-688-9889 x0

There are no restrictions on the republication of material appearing



Contents

Federal Register

Vol. 62, No. 173

Monday, September 8, 1997

Agency for Health Care Policy and Research NOTICES

Agency information collection activities:

Proposed collection; comment request, 47211

Agency for International Development

NOTICES

Agency information collection activities:

Proposed collection; comment request, 47216-47217

Agriculture Department

See Forest Service

See Natural Resources Conservation Service

Army Department

See Engineers Corps

NOTICES

Patent licenses; non-exclusive, exclusive, or partially exclusive:

Boron Biologicals, Inc., 47199

Centers for Disease Control and Prevention

NOTICES

Infection control in health care personnel, 1997; guideline, 47276–47327

Commerce Department

See National Institute of Standards and Technology See National Oceanic and Atmospheric Administration

Comptroller of the Currency

NOTICES

Agency information collection activities:

Proposed collection; comment request, 47235-47236

Corporation for National and Community Service

NOTICES

Meetings; Sunshine Act, 47197

Defense Department

See Army Department

See Engineers Corps

RULES

Acquisition regulations:

Berry Amendment application to synthetic fabric and coated synthetic fabric and contracts and subcontracts for commercial items, 47153–47154

Federal Acquisition Regulation (FAR):

Cost principle provisions; implementation, 47154–47155 NOTICES

Agency information collection activities:

Proposed collection; comment request, 47198

Submission for OMB review; comment request, 47198–47199

Employment and Training Administration NOTICES

Adjustment assistance:

Border Lumber, 47218

Cosco, Inc., et al., 47218-47219

Dayco Products, Inc., 47219

Gor-Mill Manufacturing Co., Inc., 47219-47220

Jasper Textiles Co., Inc., 47220

Jasper Textiles Co., Inc., et al., 47220

Manpower Temporary Services, 47220

New Warwick Mining Co. et al., 47220

Norway Footwear Corp. et al., 47220-47221

Adjustment assistance and NAFTA transitional adjustment assistance:

Square D Co., 47218

NAFTA transitional adjustment assistance:

Dayco Products, Inc., 47221

Lionel Beaver; correction, 47222

Lithonia Lighting, 47222

Manpower Temporary Services, 47222

Yonah Realty Co., 47222

Energy Department

See Federal Energy Regulatory Commission

Engineers Corps

PROPOSED RULES

Danger zones and restricted areas:

Chesapeake Bay, Point Lookout to Cedar Point, MD, 47166–47167

Environmental Protection Agency

RULES

Federal contracts, grants, and loans; suspension and debarment under nonprocurement programs; technical amendments, 47149

NOTICES

Federal regulatory review:

Regulatory reinvention pilot programs (Project XL);

Vandenberg Air Force Base, CA; final project agreement, 47336–47341

Grants and cooperative agreements; availability, etc.:

Small, minority, and women's business enterprises in procurement; guidance availability; correction, 47237

Hazardous waste:

Land disposal restrictions; exemptions—

Pharmacia and Upjohn, 47205

Meetings:

Acute Exposure Guideline Levels for Hazardous Substances National Advisory Committee, 47206 Science Advisory Board, 47206–47207

Federal Communications Commission

RULES

Common carrier services:

Noncompetitive services use to subsidize services subject to competition; prohibition

Correction, 47237

Telecommunications relay services and American with Disabilities Act of 1990—

Coin-sent paid calls; requirement suspended, 47152–47153

NOTICES

Meetings:

North American Numbering Council, 47207

Rulemaking proceedings; petitions filed, granted, denied, etc., 47207

Federal Emergency Management Agency

NOTICES

Meetings:

Emergency Management Institute Board of Visitors, 47207–47208

Federal Energy Regulatory Commission

NOTICES

Electric rate and corporate regulation filings: Consumers Energy Co. et al., 47201–47205

Applications, hearings, determinations, etc.: Columbia Gas Transmission Corp., 47199

Cove Point LNG L.P., 47199-47200

Dauphin Island Gathering Partners, 47200 Northwest Pipeline Corp.; correction, 47237

Williston Basin Interstate Pipeline Co., 47200–47201

Federal Highway Administration

NOTICES

Metropolitan planning process in transportation management area planning areas; Federal certification implementation; comment request, 47233–47235

Federal Maritime Commission

NOTICES

Complaints filed:

Orient Overseas Container Line (USA), Inc., et al., 47208 Freight forwarder licenses:

American Cargo Express, Inc. et al., 47208

Federal Reserve System

NOTICES

Banks and bank holding companies:

Formations, acquisitions, and mergers, 47208-47209

Federal Trade Commission

NOTICES

Prohibited trade practices: Insilco Corp., 47209–47211

Federal Transit Administration

NOTICES

Metropolitan planning process in transportation management area planning areas; Federal certification implementation; comment request, 47233–47235

Fish and Wildlife Service

NOTICES

Environmental statements; availability, etc.:

Northern Tallgrass Prairie Habitat Preservation Area, MN and IA. 47215–47216

Food and Drug Administration

NOTICES

Meetings:

Medical Devices Advisory Committee et al., 47211–47212 National Mammography Quality Assurance Advisory Committee, 47212

Reports and guidance documents; availability, etc.:

Efficacy evaluation of hemoglobin-and perfluorocarbonbased oxygen carriers; industry guidance, 47212– 47213

Forest Service

PROPOSED RULES

National recreation areas:

Smith River National Recreational Area, CA; mineral operations, 47167–47178

General Services Administration

PROPOSED RULES

Federal property management:

Utilization and disposal—

Personal property replacement, 47179–47182

Agency information collection activities:

Submission for OMB review; comment request, 47198–47199

Health and Human Services Department

See Agency for Health Care Policy and Research

See Centers for Disease Control and Prevention

See Food and Drug Administration

See Health Care Financing Administration

See Inspector General Office, Health and Human Services Department

See Substance Abuse and Mental Health Services
Administration

Health Care Financing Administration

See Inspector General Office, Health and Human Services Department

RULES

Medicare:

Hospital inpatient prospective payment systems and 1998 FY rates

Correction, 47237

Housing and Urban Development Department

RULES

Disaster recovery initiative; use of grant funds, 47344–47358

Inspector General Office, Health and Human Services Department

PROPOSED RULES

Health care programs; fraud and abuse:

Health Insurance Portability and Accountability Act— Medicare and State health care programs; exclusion authorities, 47182–47195

Shared Risk Exception Negotiated Rulemaking Committee; meetings, 47195–47196

Interior Department

See Fish and Wildlife Service

See Land Management Bureau

See Minerals Management Service

See Surface Mining Reclamation and Enforcement Office

International Development Cooperation Agency

See Agency for International Development

International Trade Commission

NOTICES

Meetings; Sunshine Act, 47217

Labor Department

See Employment and Training Administration

See Mine Safety and Health Administration

See Pension and Welfare Benefits Administration

Agency information collection activities:

Submission for OMB review; comment request, 47217

Land Management Bureau

NOTICES

Closure of public lands:

Montana, 47216

Maritime Administration

Vessel financing assistance:

Obligation guarantees; owners and charterers citizenship requirements, 47149-47152

NOTICES

Agency information collection activities:

Proposed collection; comment request, 47235

Minerals Management Service

Royalty management:

Functions; delegations to States, 47216

Mine Safety and Health Administration

PROPOSED RULES

Civil penalties; assessment criteria and procedures, 47330-47334

National Aeronautics and Space Administration NOTICES

Agency information collection activities:

Submission for OMB review; comment request, 47198-47199

Environmental statements; availability, etc.:

Wallops Flight Facility, Goddard Space Flight Center; expansion of launch range operations, 47222-47223 Meetings:

Advisory Council, 47223-47224

National Institute of Standards and Technology PROPOSED RULES

Fastener Quality Act; implementation, 47240-47260

National Oceanic and Atmospheric Administration RULES

Ocean and coastal resource management:

Marine sanctuaries-

Florida Keys National Marine Sanctuary; correction, 47137

NOTICES

Committees; establishment, renewal, termination, etc.: Science Advisory Board, 47197

National Skill Standards Board

NOTICES

Meetings, 47224

Natural Resources Conservation Service

NOTICES

Field office technical guides; changes: Alabama, 47197

Northeast Dairy Compact Commission

PROPOSED RULES

Over-order price regulations:

Compact over-order price regulations—

Class I fluid milk route distributions in Connecticut, Maine, Massachusetts, New Hampshire, Rhode Island, and Vermont, 47156

Nuclear Regulatory Commission

RULES

Production and utilization facilities; domestic licensing: Nuclear power reactors—

Safety-related structures, systems, and components; definition, 47268-47271

PROPOSED RULES

Production and utilization facilities; domestic licensing: Nuclear power reactors-

Safety-related structures, systems, and components; definition, 47272–47273

NOTICES

Petitions; Director's decisions:

Northern States Power Co., 47227-47232

Regulatory guides; issuance, availability, and withdrawal, 47232

Applications, hearings, determinations, etc.:

Ben-Haim, Aharon, Ph.D, 47224–47226

Diversified Scientific Services, 47226-47227

Pension and Welfare Benefits Administration

PROPOSED RULES

Employee Retirement Income Security Act:

Employee benefit plans; claim procedures, 47262-47266

Postal Service

PROPOSED RULES

Domestic Mail Manual:

Nonprofit standard mail matter; eligibility requirements, 47178-47179

Public Health Service

See Agency for Health Care Policy and Research

See Centers for Disease Control and Prevention

See Food and Drug Administration

See Substance Abuse and Mental Health Services Administration

Railroad Retirement Board

RULES

Railroad Retirement Act:

Family relationships and social security overall minimum guarantee provision; stepchild annuity eligibility requirements, 47137-47138

Substance Abuse and Mental Health Services Administration

Federal agency urine drug testing; certified laboratories meeting minimum standards, list, 47213-47215

Surface Mining Reclamation and Enforcement Office

RULES

Permanent program and abandoned mine land reclamation plan submissions: Indiana, 47138-47141

Transportation Department

See Federal Highway Administration

See Federal Transit Administration

See Maritime Administration

NOTICES

Aviation proceedings:

Agreements filed; weekly receipts, 47232-47233

Treasury Department

See Comptroller of the Currency **RULES**

Currency and foreign transactions; financial reporting and recordkeeping requirements:

Bank Secrecy Act; implementation—

Exemptions from currency transactions reporting, 47141-47148

PROPOSED RULES

Currency and foreign transactions; financial reporting and recordkeeping requirements:

Bank Secrecy Act; implementation— Exemptions from currency transactions reporting, 47156–47166

Separate Parts In This Issue

Part I

Department of Commerce, National Institute of Standards and Technology, 47240–47260

Part III

Department of Labor, Pension and Welfare Benefits Administration, 47262–47266

Part IV

Nuclear Regulatory Commission, 47268-47273

Part V

Department of Health and Human Services, Centers for Disease Control and Prevention, 47276–47327

Part VI

Department of Labor, Mine Safety and Health Administration, 47330–47334

Part VII

Environmental Protection Agency, 47336-47341

Part VIII

Department of Housing and Urban Development, 47344–47358

Reader Aids

Additional information, including a list of telephone numbers, finding aids, reminders, and a list of Public Laws appears in the Reader Aids section at the end of this issue.

Electronic Bulletin Board

Free **Electronic Bulletin Board** service for Public Law numbers, **Federal Register** finding aids, and a list of documents on public inspection is available on 202–275–1538 or 275–0920.

Public Laws Electronic Notification Service

Free electronic mail notification of newly enacted Public Law is now available. To subscribe, send E-mail to **PENS@GPO.GOV** with the message: *SUBSCRIBE PENS-L FIRSTNAME LASTNAME*

CFR PARTS AFFECTED IN THIS ISSUE

A cumulative list of the parts affected this month can be found in the Reader Aids section at the end of this issue.

| 7.050 |
|--|
| 7 CFR Proposed Rules: |
| Ch. XIII47156 |
| 10 CFR 5047268 |
| Proposed Rules: |
| 5047268 |
| 15 CFR 92247137 |
| Proposed Rules: 28047240 |
| 20 CFR |
| 22247137 22947137 |
| 24 CFR Ch. V47284 |
| 29 CFR |
| Proposed Rules: 256047262 |
| 30 CFR |
| 91447138 Proposed Rules : |
| 10047330 |
| 31 CFR 10347141 |
| Proposed Rules: 10347156 |
| 33 CFR |
| Proposed Rules: |
| |
| 33447166 |
| 36 CFR Proposed Rules: |
| 36 CFR Proposed Rules: 29247167 |
| 36 CFR Proposed Rules: 29247167 39 CFR |
| 36 CFR Proposed Rules: 29247167 |
| 36 CFR Proposed Rules: 29247167 39 CFR Proposed Rules: 11147178 40 CFR |
| 36 CFR Proposed Rules: 292 |
| 36 CFR Proposed Rules: 292 |
| 36 CFR Proposed Rules: 292 |
| 36 CFR Proposed Rules: 292 |
| 36 CFR Proposed Rules: 292 |
| 36 CFR Proposed Rules: 292 |
| 36 CFR Proposed Rules: 292 |
| 36 CFR Proposed Rules: 292 |
| 36 CFR Proposed Rules: 292 |
| 36 CFR Proposed Rules: 292 |
| 36 CFR Proposed Rules: 292 |
| 36 CFR Proposed Rules: 292 |
| 36 CFR Proposed Rules: 292 |
| 36 CFR Proposed Rules: 292 |
| 36 CFR Proposed Rules: 292 |